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5 UNITED STATES DISTRICT COURT

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NORTHERN DISTRICT OF CALIFORNIA

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SMITHKLINE BEECHAM CORP.,)
dba GLAXOSMITHKLINE,)
Plaintiff(s),) No. C 07-5702 CW (BZ)
v.)
ABBOTT LABORATORIES,) ORDER VACATING MOTION TO
Defendant(s).) COMPEL AND MOTION TO SHORTEN
TIME.
_____)

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14 By Order dated November 17, 2008, Judge Wilken referred
15 plaintiff's motion to compel production of documents and
16 motion to shorten time. On November 18, 2008, plaintiff, by
17 e-mail, advised chambers that plaintiff and defendant were
18 attempting to resolve the issues raised by the motion to
19 compel and would notify chambers if the matter needed to be
20 heard. As of this date, the parties have never requested
21 further assistance in resolving the discovery at issue.
22 Therefore **IT IS HEREBY ORDERED** that the motion to compel and
23 motion to shorten time (docket nos. 102 and 106) shall be
24 **VACATED**.

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Dated: December 11, 2008


Bernard Zimmerman

United States Magistrate Judge

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